

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

HORSEPOWER ELECTRIC AND  
MAINTENANCE CORP.

Plaintiff,

v.

NATIONAL LABOR RELATIONS  
BOARD, an agency of the United States;  
and TERESA POOR, in her capacity as  
Regional Director of Region 29 of the  
National Labor Relations Board

Defendants.

Case No. 23-cv-05707-DG-VMS

**STIPULATION OF DISMISSAL WITH PREJUDICE**

**WHEREAS**, on January 3, 2023, Region 22 of the National Labor Relations Board issued an Order approving withdrawal of the Petition in Case 29-RD-309689 based on the Union's disclaimer of interest in the bargaining unit effective December 31, 2023 (which is attached hereto as Exhibit A), thereby mooting the issues in this case.

**IT IS HEREBY STIPULATED AND AGREED**, by and between the Parties, that this action be and is hereby withdrawn, discontinued, and all claims dismissed with prejudice and without costs or attorneys' fees against any party.

Dated: January 5, 2024  
Washington, D.C.

NATIONAL LABOR RELATIONS  
BOARD

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Dated: January 5, 2024  
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